

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of :

Robinson : Group Art Unit 2161

Serial No.: 09/765,789 : Examiner: Apple

Filed: January 19, 2001 :

For: **SYSTEM AND METHOD FOR BIOLOGICAL AUTHORIZATION FOR FINANCIAL
TRANSACTIONS****PETITION PURSUANT TO 37 C.F.R. §1.182****COMMISSIONER FOR PATENTS
BOX PETITION
P.O. BOX 1450
ALEXANDRIA, VA 22313**

Sir:

The undersigned, through Power of Attorney filed with the United States Patent and Trademark Office on April 19, 2006, recently became Attorney of Record for the above referenced Application. After a thorough review of the file history, Applicant's Attorney identified a Petition filed May 14, 2001 which, it appears, has not been acted upon by the Office of Petitions of the United States Patent and Trademark Office.

Applicant hereby requests that the Petitions Office act upon the May 14, 2001 Petition and hereby submits the following facts of record:

1. On January 19, 2001, an Application including the Specification (28 pages), Informal Drawings (4 figures/4 sheets), Declaration and Power of Attorney and Check in the amount of \$808 was filed with the United States Patent and Trademark Office. This Application was accorded Serial No. 09/765,789 and all items were indicated as being filed pursuant to the copy of the postcard attached hereto and marked as Exhibit "A".

Adjustment date: 05/02/2006 CXLOR
04/28/2006 INTERF 00000001 09765789
01 FC:1464 -130.00 0P

PT: #260114 v1 (SKP9011.DOC)

05/06/2006 CXLOR 00000001 09765789

01 FC:1003 130.00 0P

2. On March 14, 2001, the United States Patent and Trademark Office issued a Notice of Omitted Items in a Non-Provisional Application indicating that Figure 4 was omitted from the Application.

3. On May 14, 2001, Kevin L. Pontius, Reg. No. 37,512 filed a Petition together with the requisite fee in response to the Notice of Omitted Items in a Non-Provisional Application. A copy of this Petition is attached hereto and marked as Exhibit "B".

4. As of April 26, 2006, this Petition has not been acted upon by the United States Patent and Trademark Office.


5. On April 19, 2006, the undersigned became Attorney of Record for this Application.

6. Submitted herewith is a copy of Figure 4 as filed on January 19, 2001.

Applicant hereby Petitions for acceptance of the papers as originally filed on January 19, 2001 as indicated as being received by the United States Patent and Trademark Office on the date-stamped postcard attached hereto as Exhibit "A". In addition, Applicant requests that this Application be re-published in order for the Publication to include Figure. 4.

Applicant concurrently herewith grants authorization to charge a Credit Card in the amount of \$130.00 in payment of the Petition Fee. The Commissioner is hereby authorized to charge any additional payment of fee or credit any overpayment or refund to Deposit Account No. 50-0436.

Respectfully submitted,
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